

SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD
January 12-16, 2004

Date Issued	Type of Case(1)	Proceeding or Appn. No.	Party or Parties	TTAB Panel(2)	Issue	TTAB Decision	Opposer's or Petitioner's Mark and Goods or Services	Applicant's or Respondent's Mark and Goods or Services	Mark and Goods Cited by Examining Attorney	Examining Attorney	Citable as Precedent of TTAB
1-12	CANC	92029720	McKay H. Davis v. Emblematic Corp.	Bucher* Bottorff Drost	2(d)	Petition to Cancel Denied	design marks consisting of a "Kokopelli character" in various presentations (e.g., on a bicycle, on a snowboard, on a skateboard, on inline skates, on skis, etc.) [key chains, decals, and shirts]	"KOKOPELLI" (and design) [bags, namely, handbags and tote bags; clothing, namely, sport shirts, jackets, caps, hats, scarves, socks, sleepwear and gloves]			No
1-12	OPP (SJ) (R)	91151171	Angel World, Inc. v. Treasures and Trinkets Inc.	Seeherman* Bottorff Drost	collateral estoppel on the basis of a decision in a civil action	Request for Recon-sideration Denied (Opposi-tion Dismissed)	GUARDIAN ANGEL for jewelry	GUARDIAN ANGEL for various items of jewelry			No
1-12	EX	76240587	Promark Inter-national, Inc.	Seeherman Hohein* Bucher	2(e)(1)	Refusal Affirmed		"FAST FOOD FRIES" [frozen potatoes]		McCauley	No

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(2) *=Opinion Writer; (D)=Dissenting Panel Member

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1-13	EX	76185349	Levlad, Inc.	Seeherman Hohein Chapman*	2(e)(1)	Refusal Affirmed as to both classes of goods		“ORGANIC SPA COLLECTION” [<i>in Class 3</i> : hair shampoo, conditioners and rinses; suntan lotion; after-bath splash-on; face wash; facial masks; hand and body lotion; moisturizing lotion; skin cream; toothpaste; personal deodorants; non-medicated scalp treatment cream and ointment for the treatment of burns, rashes and minor skin disorders <i>in Class 5</i> : medicated preparations for scalp care and the treatment of dandruff; dandruff shampoo; medicated ointment for the treatment of burns, rashes and minor skin disorders]		Straser	No
1-14	OPP	91094834	Chantelle v. De Millus Comercio e Industria de Roupas S.A.	Cissel Seeherman* Hohein	2(d)	Opposition Dismissed	“CHANTELLE” [brassieres, slips, panties, girdles, and one-piece body briefers]	“DANTELE” [ladies’ hosiery]			No
1-14	EX	75491070	Baldwin Hardware Corp.	Seeherman* Hairston Bucher	2(e)(1)	Refusal Affirmed		“LIFETIME FINISH” [finish coating in the nature of electroplated and vapor deposited metals sold as an integral component of metallic bath accessories, namely, metal costume hooks]		Kim	No

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1-15	EX	75786737	Los Angeles Police Revolver and Athletic Club, Inc.	Hohein Bucher Drost*	2(a) [false suggestion of a connection]; ownership of the mark	Refusal Reversed		"TO PROTECT AND TO SERVE" [beverage glasses; clothing, headwear and footwear, namely, police and public safety uniforms, vests, jackets, coats, foul weather gear, raincoats, overcoats, gloves, gym suits, jerseys, socks, t-shirts, shirts, shorts, pants, sweatsuits, ties, swimwear, trousers, sweaters, pullovers, raincoats, boots, shoes, belts, caps, sun visors, and headbands]		Micheli	Yes
1-16	EX	76353042	Cook Composites and Polymers Co.	Simms Hohein Hairston*	2(d)	Refusal Reversed in both classes		"ARMORGUARD" [<i>in Class 1</i> : chemicals for use in industry, namely, synthetic resins for use in the manufacture of composite articles and gel coats; <i>in Class 2</i> : polyester resin gel coat in liquid form for use as a coating that forms the outer layer of a composite material incorporating fiber glass, such as boat hulls, sanitary bathtubs and sinks, and panels, and the like]	"ARMORGUARD" [paint, namely, a polyurethane or polyester top coat paint for wood finishing]	Ririe	No
1-16	EX	76279966	Teleflex Inc.	Simms Seeherman* Chapman	2(d)	Refusal Affirmed		"EASY CATH" [urinary catheters]	"E-Z-CATH" [intravenous cannula placement units]	Hickey	No

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1-16	OPP	91119995	RE/MAX International, Inc. v. REteam Services, L.L.C.	Simms Hanak Drost*	2(d)	Opposition Dismissed	"RE/MAX" [rendering technical aid and assistance to others in the establishment and operation of a real estate brokerage agency; real estate brokerage services; insurance brokerage services; providing a website on global computer networks featuring information in the field of real estate]; "REMAX" [franchise services, namely, offering technical assistance in the establishment and/or operation of real estate brokerage firms; real estate brokerage services]	"RETEAM.COM" (and design) [real estate brokerage and leasing services]			No

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